

# MINUTES

## **REGULAR MEETING OF THE NEWTON CITY COUNCIL – FEBRUARY 2, 2010**

The regular meeting of the Newton City Council was held on Tuesday, February 2, 2010 at 7:00 p.m. in the Council Chambers at City Hall with the following present: Mayor Robert A. Mullinax and Council Members Wayne Dellinger, Mary Bess Lawing, Tom Rowe, Bill Lutz, Robert C. Abernethy, Jr., and Mayor Pro Tem Anne Stedman.

Also in attendance were City Manager Todd Clark, City Attorney Larry Pitts, City Clerk Beunice R. "Bootsie" Roberts, members of the Management Team, City Department Heads, and Kenyon Kelly, representative from the Catawba Valley Heritage Alliance.

### **ITEM 1. CALL TO ORDER – ROBERT A. MULLINAX:**

Mayor Mullinax called the meeting to order and welcomed everyone to the meeting. Mayor Mullinax took a minute to thank the City Crews for the good job they did during the snowstorm. He said that there have been several water breaks during the snowstorm as well. Mayor Mullinax said that he has received many calls about the snow removal, not many complimentary, but he wanted the City crews to know that he personally thanks them for a job well done.

### **ITEM 2. OPENING – MAYOR PRO TEM ANNE STEDMAN:**

Mayor Pro Tem Anne Stedman gave the invocation and led the audience in the Pledge of Allegiance.

### **ITEM 3. APPROVAL OF MINUTES FROM THE JANUARY 19, 2010 REGULAR COUNCIL MEETING:**

A motion was made by Council Member Mary Bess Lawing, seconded by Council Member Robert C. Abernethy, Jr., and unanimously adopted to approve the minutes of the January 19, 2010 meeting as submitted.

### **ITEM 4. CONSIDERATION OF CONSENT AGENDA ITEMS:**

None.

### **ITEM 5. PUBLIC HEARING:**

#### **A. Consideration and approval of financing certain equipment, materials, and services and the financing terms in accordance with NCGS 160A-20 for financing certain equipment, materials, and services:**

Mayor Mullinax recessed the Council meeting and called to order a public hearing, as previously scheduled and advertised, to consider financing certain vehicles, equipment, materials, and services and the financing terms in accordance with NCGS 160A-20.

City Manager Todd Clark called on Finance Director Serina Hinson to make a report. Mrs. Hinson reported that eight RFPs were submitted on January 20, 2010 to the following financial institutions: BB&T Governmental Finance, RBC Centura Bank, SunTrust Bank, Peoples Bank, Bank of America, Wachovia Bank, First Citizens Bank, and Community One.

Mrs. Hinson said that of the eight banks, only three of the institutions provided attractive bids. Mrs. Hinson said that she called the remaining five banks who did not submit a bid and some of the reasons for not bidding were:

- \$ Less than the \$2 million financing
- \$ Policy currently prohibits financing that are in excess of five years
- \$ City did not have a depository account with their bank; therefore, the policy prohibits bidding
- \$ Bank has already met its maximum of tax-exempt financing for the year

Council Member Mary Bess Lawing commented that BB&T does most of the City's financing.

Mrs. Hinson said that RBC Centura offered a new financing proposal. She said that their proposal is a Build America Bond Program which is a taxable financing with rates of 4.14% for Project A and 4.61% for Project B, and that the Federal Government would provide a 35% rebate which would equate to 2.691% for Project A and 2.9965% for Project B making the financing very appealing. Nevertheless, Mrs. Hinson said that if the rebate program terminates and discontinues interest rebate payments, then the City would incur substantially more in interest compared to the other two bids.

Mrs. Hinson said that BB&T Governmental Finance provided the best bid with an interest rate for Project A at 2.68%, and an interest rate for Project B at 3.11%. After a brief question and answer session, Mrs. Hinson recommended that the Council award BB&T Governmental Finance the bid to provide the requested funding and approve the financing resolutions for Project A and Project B. No one appeared to speak on the matter; therefore, Mayor Mullinax closed the public hearing and called the Council meeting back into session.

A motion was made by Council Member Tom Rowe, seconded by Council Member Mary Bess Lawing, and unanimously adopted to award the bid to BB&T Governmental Finance for an amount not to exceed \$452,500 at stated interest rates not to exceed 2.68% for Project A; and for an amount not to exceed \$575,000 at stated interest rates not to exceed 3.11% for Project B, and to adopt two Resolutions approving financing terms.

## **RESOLUTION #8-2010**

### **Resolution Approving Financing Terms**

**WHEREAS:** The City of Newton, North Carolina ("City") has previously determined to undertake a project for Project A: Vehicles and Equipment (the "Projects"), and the Finance Director has now presented a proposal for the financing of such Project.

**BE IT THEREFORE RESOLVED, as follows:**

1. The City hereby determines to finance the Project through Branch Banking and Trust Company ("BB&T"), in accordance with the proposal dated January 26, 2010. The amount financed shall not exceed \$452,500.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 2.68%, and the financing term shall not exceed fifty-nine (59) months from closing.

2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the City are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and Deed of Trust and a Project Fund Agreement as BB&T may request.

3. The Finance Director is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Director is authorized to approve changes to any Financing Documents previously signed by City officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Director shall approve, with the Finance Director's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

4. The City shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The City hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b) (3).

5. The City intends that the adoption of this resolution will be a declaration of the City's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the BB&T financing described above. The City intends that funds that have been advanced, or that may be advanced, from the City's general fund, or any other City fund related to the project, for project costs may be reimbursed from the financing proceeds.

5. All prior actions of City officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Approved this 2nd day of February, 2010.

ATTEST:

Beunice R. Roberts, City Clerk

Robert A. Mullinax, Mayor

## **RESOLUTION #9-2010**

### **Resolution Approving Financing Terms**

**WHEREAS:** The City of Newton, North Carolina ("City") has previously determined to undertake a project for Project B: Equipment and improvements to City property (the "Projects"), and the Finance Director has now presented a proposal for the financing of such Project.

#### **BE IT THEREFORE RESOLVED, as follows:**

1. The City hereby determines to finance the Project through Branch Banking and Trust Company ("BB&T"), in accordance with the proposal dated January 26, 2010. The amount financed shall not exceed \$575,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 3.11%, and the financing term shall not exceed seven (7) years from closing.

2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the City are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and Deed of Trust and a Project Fund Agreement as BB&T may request.

3. The Finance Director is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Director is authorized to approve changes to any Financing Documents previously signed by City officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Director shall approve, with the Finance Director's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

4. The City shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The City hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).

5. The City intends that the adoption of this resolution will be a declaration of the City's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the BB&T financing described above. The City intends that funds that have been advanced, or that may be advanced, from the City's general fund, or any other City fund related to the project, for project costs may be reimbursed from the financing proceeds.

5. All prior actions of City officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict

with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Approved this 2nd day of February, 2010.

ATTEST:

Beunice R. Roberts, City Clerk

Robert A. Mullinax, Mayor

**ITEM 6**     **COMMENTS FROM THE PUBLIC: (PERSONS WANTING TO MAKE A PUBLIC COMMENT ON NON-AGENDA ITEMS ARE REQUESTED TO SIGN IN WITH THE CITY CLERK PRIOR TO THE MEETING):**

Mayor Mullinax asked if there was anyone in the audience who wanted to speak on a non-agenda item, and no one appeared to speak.

**ITEM 7.**     **OLD BUSINESS:**

**A.**     **Consideration of West A Street Underground Electric Utility Improvements:**

City Manager Todd Clark stated that the Green Room Theatre Inc. is requesting that the City consider absorbing the expenses related to placing its overhead electric line on the south side of West A Street underground (\$6,000). City Manager Clark reminded the Council that the fiscal year budget contained a \$25,000 contribution. He mentioned also that the Cable Company and AT&T have indicated that there would be no problem placing their lines underground.

City Manager Clark said that the question that the Council had with regards to aesthetics was, would the other utilities come off the poles, if the City took their lines down. He asked if the City pulls their lines off the poles, would there still be lines there, and from an aesthetic issue, there might not be any benefits to the City to bury the utilities. City Manager Clark said that the Staff has confirmed that the other companies are willing to bury their utilities at a cost to be incurred by the Green Room Theatre Inc.

City Manager Clark said that he had one request regarding the actual property line of the Old Post Office Playhouse and authorized Mr. Pattishall to do an investigation. He said that Mr. Pattishall's investigation verified that the edge of the Old Post Office Playhouse is the edge of the concrete sidewalk that runs east/west parallel to the south side of West A Street. He said that the Green Room Theatre Inc. indicated that they would grant an easement if the Council did make a decision go underground with the utilities at a cost of \$6,000. City Manager Clark said that the question is if the Council would like to incur that cost.

Council Member Mary Bess Lawing asked if the \$6,000 would include the labor, and Assistant Director of Public Works and Public Utilities Doug Wesson said that it would.

Council Member Wayne Dellinger cautioned the Council on setting a precedent. He said that the Green Room Theatre Inc. was given money for construction and willing to

pay for the underground work if the City did not, as well as, willing to pay the other companies if they switch their lines. He said that he was still concerned about the precedent that would be set with other customers in the downtown area.

Council Member Mary Bess Lawing commented that the late Dr. Wooten (Newton Vision Center) paid the City to put the electric lines underground in front of his eye clinic. Mr. Wesson confirmed that statement, saying that the City's electric crew did the work.

Council Member Robert C. Abernethy, Jr. asked if the City did not finance the underground work, and the Green Room Theatre Inc. decides to bury the lines, would the City be the one to do the work or would a contractor.

City Manager Clark said if the Green Room Theatre Inc. elects to incur that cost and proceed with the work, the City would do that work and the Green Room Theatre Inc. would have to pay the \$6,000 for that work. He said that the City would not allow anyone else to work on the City's lines.

Mayor Pro Tem Anne Stedman said that are several points she would like to make. She said that the Green Room Theatre Inc. is already going to incur the cost for burying the AT&T and the Cable lines. She said to go underground was prohibited for the City when it tried to pursue going underground, but the City could not afford to do that. Mayor Pro Tem Stedman said that the only way to go underground in the downtown is to do it incrementally and this would be an opportunity to bury the City's utilities. She said even though the Green Room Theatre Inc. has received money from the City that the City needs to foster relationships with development in downtown Newton. She felt that \$6,000 would go a long ways in that relationship. She said that times are hard for everyone and asked the Council what they thought about the City providing the labor and the Green Room Theatre Inc. provide the materials as a compromise.

Mayor Mullinax asked Finance Director Hinson the position of the Electric Fund. Mrs. Hinson said that there is currently a \$200,000 deficit in the Electric Fund.

Council Member Bill Lutz said that he supports the Green Room Theatre Inc.; however, times being what they are today, that the \$25,000 contribution given to the Green Room Theater Inc. is a gracious amount and wants the Green Room Theatre Inc. to be successful, but he would have a hard time giving additional funds at this time.

Mayor Mullinax asked the Council for a motion on the matter, and there was none.

**ITEM 8.**      **NEW BUSINESS:**

- A.    **Consideration of a Resolution directing the city Clerk to investigate the sufficiency of a petition for voluntary Annexation received under G.S. 160A-31 - Ingle:**
- B.    **Consideration of a Resolution fixing the date of Public Hearing on question of annexation pursuant to G.S. 160A-31 - Ingle:**

Planning Director/Assistant City Manager Glenn J. Pattishall gave a brief background on the annexation petition for property located at 1081 South Brady Avenue. He reviewed the procedure and the documents involved. Mr. Pattishall recommended that a Resolution be adopted to direct the City Clerk to investigate the petition and to adopt a Resolution to fix the date of a public hearing on the annexation for Ms. Julie Ingle.

After a brief discussion on realizing that the property was not in the City as several council members thought that it was, a motion was made by Council Member Mary Bess Lawing, seconded by Council Member Tom Rowe, and unanimously adopted to approve a Resolution directing the City Clerk to investigate the petition and to adopt a Resolution to fix the date for a public hearing on the annexation for February 16, 2010.

### **RESOLUTION #6-2010**

#### **RESOLUTION DIRECTING THE CLERK TO INVESTIGATE A PETITION RECEIVED UNDER G.S. 160A-31**

(1081 South Brady Avenue, Newton, NC 28658)

**WHEREAS**, a petition requesting annexation of an area described in said petition was received on January 20th, 2010, by the CITY COUNCIL OF THE CITY OF NEWTON; and

**WHEREAS**, G.S. 160A-31 provides that the sufficiency of the petition shall be investigated by the City Clerk before further annexation proceedings may take place; and

**WHEREAS**, the City Council of the City of Newton deems it advisable to proceed in response to this request for annexation;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Newton that;

The City Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the City Council the result of her/his investigation.

Adopted this the 2<sup>nd</sup> day of February 2010.

Robert A. Mullinax, Mayor

ATTEST:

Beunice R. Roberts, CMC/City Clerk

### **RESOLUTION #7-2010**

#### **RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION**

**OF ANNEXATION PURSUANT TO G.S. 160A-31**

(1081 South Brady Avenue, Newton, NC 28658)

**WHEREAS**, a petition requesting annexation of the non-contiguous area described herein has been received; and

**WHEREAS**, the City Council has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

**WHEREAS**, certification by the City Clerk as to the sufficiency of the petition has been made;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Newton, North Carolina that:

**Section 1.** A public hearing on the question of annexation of the non-contiguous area described herein will be held at the City Hall Council Chambers, 401 North Main Avenue, Newton, North Carolina, beginning at **7:00 p.m. on February 16, 2010.**

**Section 2.** The area proposed for annexation is described as follows:

Beginning at a ½" rebar located S13-37-00W 108.99' from the common corner of Fred E. Thompson and Samuel M. Sinclair Thence: S13-37-00W 131.85' to a ½" rebar Being the common corner of Lots 1 and 2 Plat Book: 66-191. Thence: N83-22-16W 264.83' to a ½" rebar marking the eastern Right-of-Way of Brady Ave. Thence continuing 20.0' to a point in the center line of said street. Thence with the centerline of Brady Ave. 2 calls as follows, 1. With the arc of a circular curve to the left having a radius of 635.0' an arc distance of 75.04' to a point. 2. N00-08-33W 41.02' to a point in the center line of Brady Ave. Thence S86-11-23E 20.05' to a ½" rebar marking the Eastern Right-of-Way of Brady Ave. continuing the same course namely S86-11-23E 290.47' to the point and place of Beginning, being the full contents of Lot 1 of Plat Book; 66 Page; 191 of The Catawba County Registry. Containing 0.84 Acres, as shown on said Plat by J. Mike Honeycutt dated 12-11-07.

**Section 3.** Notice of the public hearing shall be published in The Observer News Enterprise, a newspaper having general circulation in the City of Newton, at least ten (10) days prior to the date of the public hearing.

**Adopted this the 2nd day of February 2010.**

**Robert A. Mullinax, Mayor**

**Attest:**



**C. Presentation from the Catawba Valley Heritage Alliance:**

Mayor Mullinax introduced Kenyon Kelly, Catawba Valley Heritage Alliance Representative, and asked him to make his presentation.

Mr. Kelly distributed a draft letter for the Council's review, which was written to show the Council's support for the Trails and Recreation Plan for the Jacob Fork Park property. Mr. Kelly said that Trail Dynamics, LLC, prepared the plan, which is one of the foremost trail design and construction firms in the United States. Mr. Kelly said that the Council is not requested to adopt the plan, but to consider and support the concept and the plan.

Mr. Kelly gave a detailed description of the recreational trail and other amenities that would be there. He gave examples of how a family could enjoy various activities at the park, as well as, offers a regional destination for people to enjoy. He referred to a map to show the layout of the trail. He mentioned the new Canoe Launch, as well as, his involvement with the City Staff in developing plans for the Jacob Fork Park.

Mr. Kelly gave numerous examples of other amenities on the trails and the positive ways it would benefit a person's health, the City's economic development, and how it would draw visitors to the city to eat, shop, or possibly move to Newton. Mr. Kelly said that the Catawba Valley Heritage Alliance hopes to begin applying for grants from the State and Federal governments.

Mr. Kelly said that it is the Catawba Valley Heritage Alliance's desire that the Council endorses the plan. He said that the endorsement would benefit their efforts to apply for grants and other funding sources.

A lengthy discussion continued on additional activities to be considered at the park such as disc golf, hiking, and the use of a pump track, which is an activity, designed to build up the heart rate.

Mr. Rob Glenn, another representative from the Catawba Valley Heritage Alliance, said that children mostly use a "pump track". He said that the track includes sharp turns, berms, and bumps.

Parks and Recreation Director Sandra Waters said that there have been many request for a pump track at Jacob Fork Park.

Mayor Mullinax said that the City has many parks, a canoe launch (in-take and out-take), hopes to get an automatic gate with a timer in the future, can not play ball on the fields, and trying to purchase lights at Jacob Fork Park. He said that the Catawba Valley Heritage Alliance has an amazing plan, but the City has no conception of how far the Catawba Valley Heritage Alliance would like to go. Mayor Mullinax said that the Council is glad that the Catawba Valley Heritage Alliance acknowledged the park for a trail. He said that the City has no money for the trail project.

Mr. Kelly said that it is the Catawba Valley Heritage Alliance's desire to work with the City Staff on the additional activity plans for Jacob Fork Park. He said that the designs of the Catawba Valley Heritage Alliance would not overlap with the plans the City has, that it would only complement the park. He said that the Catawba Valley Heritage Alliance would go to outside sources for funding and will consider grant opportunities. He said that the trail would have a variety of uses, and provide a "one fits all" trail opportunity.

Mayor Mullinax asked the compatibility of hiking and biking. Mr. Kelly said that biking trails and hiking trails are very compatible.

Council Member Wayne Dellinger said that the Catawba Valley Heritage Alliance might be able to obtain funding better than the City could, but what happens if the City needs the land for City purposes, and how much control will the City have.

Mr. Kelly said that the Catawba Valley Heritage Alliance's plans have already been re-fitted around the City's designs and would not hinder City services or needs.

Mayor Mullinax said that the City would be able to set fees for its services, unless a grant requires otherwise, added City Manager Clark.

Council Member Bill Lutz asked the use status of the Catawba County River Bend Park. Mr. Kelly said that the Catawba County River Bend Park is a very popular park and educational. He said that fishing, hiking, biking, etc., are offered there.

Mayor Pro Tem Anne Stedman asked if the Catawba Valley Heritage Alliance receives a grant, should they come back before the Council before they accept it.

Mayor Mullinax said that the City is not committing to any local match in funds and the Catawba Valley Heritage Alliance would not need to come before the Council. Council Member Tom Rowe agreed with Mayor Mullinax that the City would not be matching funds for the grants received by the Catawba Valley Heritage Alliance.

Council Member Robert C. Abernethy, Jr. said that he is in favor of supporting the Catawba Valley Heritage Alliance's trail plan and concept, and that he recommends that they continue working with the Parks and Recreation Director and Staff during the planning process.

Mayor Mullinax asked the Council if they would like to support the Trails and Passive Recreation Development Plan as submitted.

A motion was made by Mayor Pro Tem Anne Stedman, seconded by Council Member Mary Bess Lawing, and unanimously adopted to support, by letter, the Trails and Passive Recreation Development Plan as submitted by the Catawba Valley Heritage Alliance; and to understand that there would be no match grant funding from the City and that the Council recommends that Catawba Valley Heritage Alliance continues to work with the City Staff in their planning process.

## **ITEM 9. CITY MANAGER'S REPORT:**

- City Manager Todd Clark asked Finance Director Serina Hinson to introduce the new purchasing agent. Mrs. Hinson introduced Ed Epley and wife, Shirley, to the Mayor and Council. She said that Mr. Epley brings an extensive amount of purchasing experience, twenty years at the management level. Mrs. Hinson said that sixteen of those years were with Shook Building Supply. Mrs. Hinson highlighted several of Mr. Epley's accomplishments during his career. Mayor Mullinax welcomed Mr. Epley to the City of Newton family and said that he looks forward to working with him.
- City Manager Clark recognized Mayor Pro Tem Anne Stedman and Commercial Development Coordinator Rob Powell. Ms. Stedman gave a brief report of the Main Street Annual Conference, which was held in New Bern, North Carolina. Ms. Stedman said that she and Mr. Powell came back with lots of new ideas. Mr. Powell also gave a brief report on the conference and informed the Council that during the awards banquet, Jeremy Petty, DNDA Chairperson, was awarded the 2009 Main Street Champion Award. Mr. Powell noted several of Mr. Petty's accomplishments in downtown Newton - leader of the DNDA, volunteer, and an investor, notably the former Smithey's building. Mayor Mullinax and the Council congratulated Mr. Petty and thanked him for all that he is doing for the City.
- City Manager Clark reported on the snow removal costs year-to-date on the recent two snowstorms. He said the first snowstorm was on December 18 and 19, and the most recent storm on January 29 thru February 1. He said that the costs in terms of materials were \$11,000 and overtime costs were \$10,323. City Manager Clark thanked the Staff and extended his appreciation for all their hard work.
- City Manager Clark said that the Staff has applied for another Energy Efficiency Conservation Block Grant, which is a grant that Director of Public Works and Public Utilities Wilce Martin and Assistant Director of Public Works and Public Utilities Doug Wesson have been working on with consultants from through the State. He said that the grant is affiliated with the ARRA Program (stimulus funding) for \$53,303, which is a reimbursable grant. If funded, the funds would be used to upgrade the lighting in most of the City facilities. He said that the City is also applying for a grant through the North Carolina Main Street Energy Program. He said that the City recently received \$6,000 from the North Carolina Main Street Energy Program to upgrade the lighting in City Hall. He said that street lighting would be the next priority to seek funding.
- Announced the Unity Day Celebration for Sunday, February 7, 2010 at 3:00 p.m. at the Newton-Conover Auditorium.
- Announced the Teen Leadership Program to begin on Thursday, February 4, 2010 at 1:30 p.m. He encouraged the Council and Department Heads to attend.
- Mr. Clark reported that the Essential for Municipal Government Seminar was canceled due to the weather. He said that the seminar would be re-scheduled.

- Reported that Assistant Director of Public Works and Public Utilities Doug Wesson has re-fitted several streetlights on Main Street, experimenting to see if they would be better lighting for future use. City Manager Clark encouraged the Council to look at the lights and provide their feedback.

**ITEM 10.**      **QUESTIONS AND COMMENTS FROM MAYOR AND COUNCIL:**

None.

**ITEM 11.**      **ADJOURNMENT:**

There being no further business to discuss, a motion was made by Mayor Pro Tem Anne Stedman, seconded by Council Member Mary Bess Lawing, and unanimously approved that the February 2, 2010 meeting be adjourned.

Respectfully submitted by:

Robert A. Mullinax, Mayor

Beunice R. (Bootsie) Roberts, CMC/City Clerk